

April 18, 1978

LB 828

SENATOR MARVEL: Wait a minute, is it Senator Barnett or Senator Koch. Okay, Senator Barnett, your motion to reconsider our action on 828, is that correct?

SENATOR BARNETT: That is correct. I would move that we, I hate to say reconsider, can I use it some other way because I don't like the extra five votes. When you are on a losing streak, you are not too well off. Do I have to reconsider, is that my question?

SENATOR MARVEL: Yes, and the vote is 25.

SENATOR BARNETT: Okay, that is good. The motion is to reconsider.

SENATOR MARVEL: And the motion is on the reconsideration of our action on 828. All those in favor...

SENATOR BARNETT: Can I explain what it is going to do or do we wait until we consider it?

SENATOR MARVEL: Go ahead. You can explain, if you like.

SENATOR BARNETT: What we want to do is put that section of law back in there where they can use the equipment....

SENATOR MARVEL: Excuse me, Senator Burrows, for what purpose do you arise?

SENATOR BURROWS: A point of order, Mr. Chairman. I believe the motion to reconsider has to come from someone on the prevailing side.

SENATOR MARVEL: Senator Barnett was in the not voting category, therefore, he is on the prevailing side. Senator Barnett, do you wish to continue? Do you have anything else to say before I put the motion?

SENATOR BARNETT: What I was trying to say that what we are trying to do is put that back in there so that they can use some of this equipment or some of these devices, firearms or something, for evidence in these trials. I think you have got to have evidence in trials or you won't even have trials and I think he made a mistake. I think he went too far, too inclusive with his amendment, and if he would have done something better would have been to take out the pickups, if that is what he was worrying about but he has taken out everything. It doesn't make any difference what it is. I hope we would reconsider that action.

SENATOR MARVEL: Senator Clark, on the motion to reconsider.

SENATOR CLARK: I would like to ask Senator Barnett a question. Senator Barnett, if you are out combining corn or if your hired man is out combining corn in the Fall, and he has his shotgun and he is shooting pheasants off the combine, all they do is confiscate the combine, is that right? You laugh about it.

SENATOR BARNETT: You have those kind of Game Commission members out there?

SENATOR CLARK: It happens. You bet.

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